



# PECHANGA TRIBAL GOVERNMENT

## Application for Variance of Applicable Codes

(Submit 3 copies of all documents, including plans showing the proposed alternate. All attachments must be 8-1/2"X11" or 11"X17")  
 Architect/Engineer shall sign and wet stamp application and submittals unless waived by the Building or Fire Code Official.

Under the provisions of _____ (YR) Building and/or Fire Code of the applicable ordinance <input type="checkbox"/> Pechanga Gaming Building & Safety Ordinance <input type="checkbox"/> Pechanga Non-Gaming Building and Fire Code Ordinance <input type="checkbox"/> Pechanga Residential Building and Fire Code Ordinance, the undersigned requests approval of <input type="checkbox"/> <b>Alternative Means Methods of Construction, Equipment or Operations</b> or <input type="checkbox"/> <b>Code Modification</b> as described below.			
Project Name:		Building Permit #	
Project Address:		Fire Permit #	
Occupancy Classification:	Type of Construction:	Sprinklers (Y/N)	No. of Stories:
Floor Area SF:	Tenant Area SF:	Operation/Equipment:	
Description of use, equipment or operations:			
Description of the special condition subject to a variance:			
Applicable code sections:			
Proposed alternative or modification (A separate form shall be filled out for each proposed alternative or modification):			
Justification (Provide a summary and attach copies of any references, test reports, expert opinions, etc. The Fire Code or Building Official may require that a consultant be hired by the applicant to perform applicable tests, research and analysis, and submit a full report of evaluation for consideration):			
REQUESTED BY			
Owner Name:		Owner Signature:	
Architect/Engineer:		A/E Signature & wet stamp:	
Contractor Name:		Contractor Signature:	
Contact Phone #:		Date:	
OFFICE USE ONLY			
DEPARTMENT ACTION IN ACCORDANCE WITH: <input type="checkbox"/> AMM Code _____ Section _____ Year _____ <input type="checkbox"/> MODIFICATION Code _____ Section _____ Year _____			
<input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Not Approved <input type="checkbox"/> N/A		<input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Not Approved <input type="checkbox"/> N/A	
Fire Code Official Name/Date:		Building Code Official Name/Date:	
Fire Code Official Signature:		Building Code Official Signature:	
Reviewed by Pechanga Legal Office of the General Counsel		Comments:	
POGC Name/Date:			
POGC Signature:			

## GUIDELINES FOR APPROVAL OF VARIANCE REQUEST

### Basis for Approval

- For the Fire Code Official, Building Official, or their designated agent to approve a request for a **code modification**, the applicant must identify a special individual reason that makes compliance with the strict letter of the applicable codes impractical. The applicant must also demonstrate that the proposed modification does not lessen health, fire and life safety requirements. The resulting condition must be consistent with the intent and purpose of the applicable code provisions.
- For the Fire Code Official, Building Official, or their designated agent to approve a request for **alternative materials, design, and method of construction, equipment or operations**, the applicant must identify an alternative material, design, or method of construction, equipment, or operation that does not lessen the quality, strength, effectiveness, fire resistance, durability, and safety of the prescribed equivalent. The alternative must be consistent with the intent and purpose of the applicable code provisions.

### Application Requirements

- The applicant shall submit sufficient information, such as reports and tests, with their application to allow the required evaluations to be made. The application and supporting documents shall be wet stamped by a qualified design professional unless waived by the Building/Fire Code Official. Incomplete applications and/or insufficient information may result in denial of the request.

### Engineering Evaluation

- The Building/Fire Code Officials have the responsibility to review design submittals for compliance with the adopted codes and procedures. If the Building/Fire Code Official does not have the expertise or staff to make a thorough and competent review, it shall be performed by an engineer or consultant approved by the Building/Fire Code Official that possesses the necessary qualifications and expertise at the expense of the Applicant.

### Inspection/Field Verification

- If approved, the alternative or code modification shall be identified on approved construction plans and verified by inspection, and, where necessary, testing to verify that alternative materials, design, and method of construction, equipment or operations and fabricated products comply with accepted design criteria and the manufacturer's and engineer's installation procedures including product labeling, certification, quality assurance processes, and testing, as applicable. When appropriate, an approved third-party quality assurance inspection and testing service may be required at the expense of the applicant for continuous and complex inspection and testing activities to verify that construction or operations comply with the applicable code and the approved alternatives.